

## **MINUTES**

### **MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON STATE ADMINISTRATION**

**Call to Order:** Chair Jim Shockley, on January 21, 2011 at 3:00 PM, in Room 335 Capitol

#### **ROLL CALL**

##### **Members Present:**

Sen. Jim Shockley, Chairman (R)  
Sen. Ron Arthun, Vice Chairman (R)  
Sen. Anders Blewett (D)  
Sen. Llew Jones (R)  
Sen. Carmine Mowbray (R)  
Sen. Jonathan Windy Boy (D)

**Members Excused:** Sen. Joe Balyeat (R)  
Sen. Larry Jent (D)

**Members Absent:** None

**Staff Present:** Nadine Spencer, Committee Secretary  
Rachel Weiss, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Hearing & Date Posted: SB 120, 1/18/2011; SB 127, 1/18/2011  
Executive Action: SB 127, Be Tabled; SB 120, Do Pass; SB 45, Be Tabled; SJ 3, Be Tabled; SB 52, Do Pass as Amended; SB 138, Do Pass

**HEARING ON SB 127**

**Opening Statement by Sponsor:**

00:00:12 Sen. Debby Barrett (R), SD 36, opened the hearing on SB 127, Require agencies to summarize rules and conform rules to law.

**Proponents' Testimony:** None

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:** None

**Closing by Sponsor:** None

**EXECUTIVE ACTION ON SB 127**

00:01:16 **Motion/Vote:** Sen. Arthun moved that **SB 127 BE TABLED**. Motion carried unanimously by voice vote. Sen. Balyeat and Sen. Jent voted by proxy.

**HEARING ON SB 120**

**Opening Statement by Sponsor:**

00:02:44 Sen. John Brenden (R), SD 18, opened the hearing on SB 120, Require publishing of appointed members to all state agency boards.

00:05:11 Sen. Mowbray entered the hearing

**Proponents' Testimony:**

00:06:24 Roxanne Minnehan, Executive Director, Montana Public Employees' Retirement Administration (MPERA) representing Montana Public Employees' Retirement Board

00:07:15 Sen. Jent entered the hearing

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:07:52 Sen. Windy Boy

00:08:17 Sen. Brenden

**Closing by Sponsor:**

00:08:53 Sen. Brenden

**EXECUTIVE ACTION ON SB 120**

00:09:09 **Motion/Vote:** Sen. Jones moved that **SB 120 DO PASS**. Motion carried unanimously by voice vote. Sen. Balyeat voted by proxy.

**EXECUTIVE ACTION ON SB 45**

00:10:05 **Motion/Vote:** Sen. Arthun moved that **SB 45 BE TABLED**. Motion carried unanimously by voice vote. Sen. Balyeat voted by proxy. (Sponsor requested that bill be tabled)

**EXECUTIVE ACTION ON SJ 3**

00:12:16 **Motion:** Sen. Jones moved that **SJ 3 DO PASS**.

**Discussion:**

00:12:50 Sen. Arthun  
00:13:37 Sen. Blewett  
00:14:31 Chairman Shockley  
00:14:45 Sen. Windy Boy  
00:15:09 Chairman Shockley  
00:15:29 Sen. Jones  
00:15:32 Chairman Shockley

00:15:44 **Vote:** Motion failed 4-4 by roll call vote with Sen. Blewett, Sen. Jent, Sen. Shockley and Sen. Windy Boy voting aye. Sen. Balyeat voted by proxy.

00:17:27 **Motion/Vote:** Sen. Jones moved that **SJ 3 BE TABLED**. Motion carried 7-1 by voice vote with Sen. Windy Boy voting no. Sen. Balyeat voted by proxy.

00:18:16 Sen. Balyeat entered the hearing

**EXECUTIVE ACTION ON SB 52**

00:19:16 **Motion:** Sen. Windy Boy moved that **SB 52 DO PASS**.

**Discussion:**

00:19:30 **Motion:** Sen. Jones moved that **SB 52 BE AMENDED**.  
**EXHIBIT(sts16a01)**

(NOTE: During Committee meeting the above amendment was referred to as HB 005201.adn. This was later changed and the correct amendment number should be SB0052001.sdr)

**Discussion:**

00:20:22 Sen. Jent  
00:22:47 Chairman Shockley  
00:23:00 Sen. Mowbray

00:23:12 Sen. Jent  
00:23:41 Chairman Shockley  
00:24:10 Sen. Mowbray  
00:24:25 Sen. Jent  
00:24:35 Chairman Shockley  
00:24:48 Sen. Balyeat

00:25:35 **Vote:** Motion carried unanimously by voice vote.

00:25:48 **Motion/Vote:** Sen. Jones moved that **SB 52 DO PASS AS AMENDED**. Motion carried unanimously by voice vote.

00:26:04 Sen. Windy Boy

**EXECUTIVE ACTION ON SB 138**

00:27:00 **Motion:** Sen. Jones moved that **SB 138 DO PASS**.

**Discussion:**

00:27:07 Sen. Jones  
00:28:08 Sen. Arthun  
00:28:20 Sen. Jones  
00:28:43 Sen. Balyeat  
00:29:56 Chairman Shockley  
00:30:18 Sen. Jones

00:30:30 **Vote:** Motion carried unanimously by voice vote.

**Discussion on SB 54 and SB 56**

00:30:44 Chairman Shockley  
00:31:44 Sen. Jent  
00:32:20 Sen. Balyeat  
00:32:36 Chairman Shockley

**ADJOURNMENT**

Adjournment: 3:40 P.M.

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Nadine Spencer, Secretary

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Additional Documents:

**EXHIBIT([sts16aad.pdf](#))**